

FILED IN THE U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

MAY 14 2024

SEAN F. MCAVOY, CLERK
DEPUTY
YAKIMA, WASHINGTON

Vanessa R. Waldref
United States Attorney
Eastern District of Washington
Michael D. Murphy
Assistant United States Attorney
402 E. Yakima Ave., Ste. 210
Yakima, WA 98901
Telephone: (509) 454-4425

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

2:24-CR-71-SAB

Plaintiff,

INDICTMENT

v.

Vio.: 21 U.S.C. § 841(a)(1),
(b)(1)(A)(viii)
Possession with Intent to
Distribute 50 Grams or More
of Actual (Pure)
Methamphetamine
(Count 1)

GABRIELA ABUNDIZ,

Defendant.

21 U.S.C. § 841(a)(1),
(b)(1)(B)(vi)
Possession with Intent to
Distribute 40 Grams or More
of a Mixture and Substance
Containing Fentanyl
(Count 2)

21 U.S.C. § 853
Forfeiture Allegations

The Grand Jury charges:

COUNT 1

On or about April 2, 2024, in the Eastern District of Washington, the Defendant, GABRIELA ABUNDIZ, did knowingly and intentionally possess with the intent to distribute 50 grams or more of actual (pure) methamphetamine, a Schedule II controlled substance, in violation of 21 U.S.C. § 841(a)(1), (b)(1)(A)(viii).

COUNT 2

On or about April 2, 2024, in the Eastern District of Washington, the Defendant, GABRIELA ABUNDIZ, did knowingly and intentionally possess with the intent to distribute 40 grams or more of a mixture or substance containing a detectable amount of N-phenyl-N-[1-(2-phenylethyl)-4-piperidinyl] propenamide (a/k/a fentanyl), a Schedule II controlled substance, in violation of 21 U.S.C. § 841(a)(1), (b)(1)(B)(vi).

SERIOUS DRUG FELONY

Before GABRIELA ABUNDIZ committed the above offenses named in Counts 1 and 2, GABRIELA ABUNDIZ, had a final conviction for a serious drug felony, as defined in 21 U.S.C. § 802(57), to wit: Distribution of a Controlled Substance-Methamphetamine, in violation of 21 U.S.C. §§ 846, 841(b)(1)(A)(viii), in the United States District Court for the District of Montana, Case No. CR 17-0009-M-DLC-1, and had served a term of imprisonment exceeding 12 months and

1 was released from imprisonment within 15 years of the commencement of the
2 instant offense.

3
4 NOTICE OF CRIMINAL FORFEITURE ALLEGATIONS

5 The allegations set forth in this Indictment are hereby realleged and
6 incorporated by reference for the purpose of alleging forfeitures.
7

8 Pursuant to 21 U.S.C. § 853, upon conviction of an offense in violation of
9 21 U.S.C. § 841 as set forth in this Indictment, the Defendant GABRIELA
10 ABUNDIZ, shall forfeit to the United States of America, any property constituting,
11 or derived from, any proceeds obtained, directly or indirectly, as the result of such
12 offense and any property used or intended to be used, in any manner or part, to
13 commit or to facilitate the commission of the offense.
14
15

16 If any of the property described above, as a result of any act or omission of
17 the Defendant:
18

- 19 a. cannot be located upon the exercise of due diligence;
20
21 b. has been transferred or sold to, or deposited with, a third party;
22
23 c. has been placed beyond the jurisdiction of the court;
24
25 d. has been substantially diminished in value; or
26
27 e. has been commingled with other property which cannot be divided
28 without difficulty,

1 the United States of America shall be entitled to forfeiture of substitute property
2 pursuant to 21 U.S.C. § 853(p).
3

4 DATED this 14 day of May, 2024.

5 A TRUE BILL
6
7
8
9



10
11 Vanessa R. Waldref
12 Vanessa R. Waldref
13 United States Attorney

14
15 Michael D. Murphy
16 Michael D. Murphy
17 Assistant United States Attorney
18
19
20
21
22
23
24
25
26
27
28